

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Charles S. Taylor et al.

Serial No.: Not Yet Assigned

Filed: Herewith

For: ACCESS PLATFORM FOR INTERNAL
MAMMARY DISSECTION

Group Art Unit: Not Assigned

Examiner: Not Assigned

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INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b)(3)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the Applicants' duty under 37 CFR § 1.56, the following information is brought to the attention of the Examiner. The items are listed on the attached form PTO-1449. Copies of the cited references are not attached, as they are filed in the parent application, Serial No. 09/385,812, filed August 30, 1999, our Docket No. 245/172.

The items identified in this Information Disclosure Statement (IDS) may or may not be "material" pursuant to 37 CFR § 1.56 and the submission thereof by Applicant shall not be construed as an admission that any such patent, publication or other information referred to

OC-42180.1

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that I have a reasonable basis to expect that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

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therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

The filing of this IDS shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

The attached IDS is being filed in accordance with 37 CFR §§ 1.97 and 1.98. This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b)(3), that is before the mailing of a first Office Action on the merits. Thus, no petition or fee is required. However, if the undersigned representative of Applicant is in error in this regard, then the Examiner is requested to consider this IDS as filed under § 1.97(c) and is further authorized to charge any fee required by the filing of these papers to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: Jan 10, 2000

By: Kenneth S. Roberts
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